IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE M.RAMACHANDRAN
&
THE HONOURABLE MR. JUSTICE S.SIRI JAGAN

FRIDAY, THE 2ND FEBRUARY 2007 / 13TH MAGHA 1928

MFA.No. 428 of 2000()

OPMV.2665/1994 of MOTOR ACCIDENT CLAIMS TRIBUNAL, PERUMBAVOOR
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APPELLANT:

TOMY.T. THOMAS, S/O.LATE THOMAS, THYKATTU HOUSE, S.H MOUNT P.O., KOTTAYAM. - 6.

BY ADV. SRI.RAJESH VIJAYAN

RESPONDENTS:
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1. NAUSHAD, S/O.HASSAN RAWTHER, KACHERIPARMBIL HOSE, ERUMELI, KOTTAYAM DIST.

2. DEEPU ABRAHAM, S/O.ABRAHAM, PALATHUVEETIL HOUSE, THEKKUMBHAGOM KARA, THODUPUZHA.

3. THE DIVISIONAL MANAGER, THE ORIENTAL INSURANCE CO. LTD., MUVATTUPUZHA.

BY ADV. SRI.P.V.JYOTHI PRASAD

THIS MISC. FIRST APPEAL HAVING COME UP FOR ADMISSION ON 02/02/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

M.RAMACHANDRAN & S.SIRI JAGAN, JJ.

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M.F.A.No.428 of 2000

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Dated this the 2nd day of February, 2007

J U D G M E N T

Ramachandran, J.:

The order passed by the Motor Accidents Claims Tribunal dated 30.4.1999 is the subject matter of challenge in this appeal. Since the defects had not been properly cured, the appeal was not sent for admission earlier.

2. By a common order a few cases have been disposed of and in respect of claims put in by the appellant herein, a total amount of Rs.15,100/- had been directed to be paid as compensation. Even though no permanent disablement had been found as arising from the accident, the court was of the view that there may be some "discomfort" throughout his life. We do not find presence of any substantial reason as raised in the appeal, whereby

the revision of the awarded compensation as above needs to be modified in any manner. The appeal is dismissed in limine.

M.RAMACHANDRAN, JUDGE

sdk+ S.SIRI JAGAN, JUDGE

M.RAMACHANDRAN

&

S.SIRI JAGAN, JJ.

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M.F.A.No.428 of 2000

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J U D G M E N T

2nd February, 2007